

HON'BLE SRI JUSTICE L.NARASIMHA REDDY
WRIT PETITION No. 19937 of 2003

Dated 18th July 2007

Between:

Bandaru Hanumanth Rao

...Petitioner

and

The State of A.P., rep.by its Secretary,
Panchayat Raj Rural Development Department,
Secretariat, Hyderabad & others

...Respondents

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ORDER:

The petitioner filed this writ petition, with a prayer to declare the action of the respondents, in proposing to conduct auction for quarry of sand in seven villages, viz; Eturu, Vibarintalapadu, Popuru, Kodavati Kallu, Ustepalli, H/o.Kasarabada and Gudimetla of Chandarlapadu Mandal, Krishna District, as illegal, arbitrary and unconstitutional. The grievance of the petitioner is that the water table in the locality had suffered a set back, and the removal of sand would result in further depletion.

The writ petition was admitted on 14.7.2004. By that time, a counter affidavit is filed. After hearing both the parties, and on consideration of the pleadings, this court granted stay of auction of sand quarries, in the villages referred to above. It is continued for three years. In case, the respondents intend to auction the sand quarries in the villages concerned, they shall have to obtain the feasibility report

from the Department of Ground Water.

Hence, the writ petition is disposed of, directing that the respondents shall not auction the sand quarries in the villages viz, Eturu, Vibarintalapadu, Popuru, Kodavati Kallu, Ustepalli, H/o.Kasarabada and Gudimetla, except by obtaining clearance from the Ground Water Department. There shall be no order as to costs.

18th July 2007

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